

5598. Misbranding of "Palmer's Skin Whitener." U. S. * * * v. 20 Dozen * * * Packages of Palmer's Skin Whitener. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 6468. I. S. No. 1873-k. S. No. E-244.)

On April 26, 1915, the United States attorney for the Southern District of Florida, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 20 dozen packages of "Palmer's Skin Whitener," remaining unsold in the original unbroken packages at Jacksonville, Fla., alleging that the article had been shipped on or about September 30, 1914, by Jacobs' Pharmacy Co., Atlanta, Ga., and transported from the State of Georgia into the State of Florida, and charging misbranding in violation of the Food and Drugs Act as amended.

It was alleged in substance in the libel, that the article was misbranded for the reason that certain statements appearing on the labels of the article falsely and fraudulently represented it as effective for clearing and brightening the complexion, for eczema, pimples, tetter, ringworm, eruptions of the skin, blackheads, sallow complexion, liver splotches, tan, sunburn, and freckles, as a skin bleach, and for clearing the complexion and whitening sallow or dark skin, and as a treatment for eczema, pimples, sallow complexion, tan, sunburn, and freckles, whereas, in truth and in fact, the article contained no substance, nor combination of substances, capable of producing the therapeutic effects claimed for it.

On September 13, 1916, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

C. F. MARVIN, *Acting Secretary of Agriculture.*